

REMARKS

Claims 55-69 and 73 were pending as of the Office Action mailed March 24, 2010. Claim 55 is in independent form. Claims 55-69 and 73 are being amended. No claims are being cancelled or newly added. No new matter has been added. Support for the amendments to the claims can be found within the applicant's specification as filed.

Reconsideration and reexamination of the application is respectfully requested in light of the foregoing amendments and the following remarks.

Interview Summary

The applicant thanks Examiner Lau for the courtesy of the in-person interview on June 28, 2010. The time spent with the applicant's representatives Susan Tall and Arrienne M. Lezak was greatly appreciated. During the interview, the claims were discussed. Recommendations were made by the examiner. These recommendations have been incorporated into the claims as noted above.

Section 102 Rejections

Claims 55-65, 69, and 73 were rejected under 35 U.S.C. § 102(b) as allegedly anticipated by PCT Publication No. WO 97/01986 ("Joseph").

Claim 55

To expedite prosecution, and in accordance with the examiner's recommendation, claim 55 has been amended. The applicant respectfully submits that Jeffrey does not teach or describe each and every aspect of claim 55, as amended. Thus, the applicant submits that claim 55 is allowable. Claims 56-65, 69, and 73 depend from claim 55, and are allowable for at least the reasons that apply to that independent claim.

Withdrawal of the rejection under 35 U.S.C. § 102(b) is therefore respectfully requested.

Section 103 Rejections

Claims 66-68 were rejected under 35 U.S.C. § 103(a) as allegedly unpatentable over Joseph in view of Aussedat, B., A user-friendly method for calibrating a

subcutaneous glucose sensor-based hypoglycaemic alarm, Biosensors & Bioelectronics, Vol. 12, No. 11, pp. 1061-1071, 1997 ("Aussedat").

As noted above, claim 55 has been amended. Claims 66-68 depend from claim 55, and are allowable for at least the reasons that apply to that independent claim. Additionally, the applicant respectfully submits that the teachings of Joseph and Aussedat, alone or in combination, do not teach or describe each and every aspect of claims 66-68. Thus, the applicant submits that claims 66-68 are allowable.

Withdrawal of the rejections under 35 U.S.C. § 103(a) is therefore respectfully requested.

Conclusion

The applicant respectfully requests that all pending claims be allowed.

By responding in the foregoing remarks only to particular positions taken by the examiner, the applicant does not acquiesce with other positions that have not been explicitly addressed. In addition, the applicant selecting some particular arguments for the patentability of a claim should not be understood as implying that no other reasons for the patentability of that claim exist. Finally, the applicant's decision to amend or cancel any claim should not be understood as implying that the applicant agrees with any positions taken by the examiner with respect to that claim or other claims.

Please apply any charges or credits to Deposit Account No. 50-3013, reference No. 080024-015091.

Respectfully submitted,

Date: July 16, 2010

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